

**NOT FOR PUBLICATION****UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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IBN EL AMIN PASHA,

Petitioner,

v.

ATTORNEY GENERAL OF THE STATE  
OF NEW JERSEY, et al.,Respondents.

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Civ. No. 19-3701 (GC)

**MEMORANDUM & ORDER****CASTNER, District Judge**

Petitioner, Ibn El Amin Pasha (“Petitioner” or “Pasha”), is a state prisoner proceeding *pro se* with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. On November 7, 2022, this Court denied Petitioner’s habeas petition in its entirety, denied a certificate of appealability and marked this case as closed. (*See* ECF 40 & 41). On November 30, 2022, Petitioner filed a notice of appeal.<sup>1</sup> (*See* ECF 44).

On January 3, 2023, Petitioner filed a Motion for an extension of time to file an application for a certificate of appealability. (*See* ECF 43). In order to rule on Petitioner’s Motion, the Clerk will be ordered to reopen this case.

Petitioner’s Motion for an extension of time to file an application for a certificate of appealability in this Court is denied. Indeed, this Court has already decided that a certificate of appealability shall not issue in this case such that no additional time for Petitioner to seek a

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<sup>1</sup> Petitioner filed his notice of appeal initially with the United States Court of Appeals for the Third Circuit. (*See* ECF 42). The Third Circuit then forwarded Petitioner’s notice to this Court on December 8, 2022 with instructions to docket Petitioner’s notice of appeal as of November 30, 2022. (*See* ECF 42-1).

certificate of appealability in this Court is warranted. (*See* ECF 40 at 45). Petitioner is of course free to seek an extension of time to file an application for a certificate of appealability with the United States Court of Appeals for the Third Circuit.

Accordingly, IT IS on this 5<sup>th</sup> day of January, 2023,

ORDERED that the Clerk shall reopen this case so that Petitioner's motion for an extension of time to file an application for a certificate of appealability (ECF 43) can be decided; and it is further

ORDERED that Petitioner's motion for an extension of time to file an application for a certificate of appealability (ECF 43) in this Court is denied; Petitioner is free to seek an extension of time to file such an application with the United States Court of Appeals for the Third Circuit; and it is further

ORDERED that the Clerk shall serve this Memorandum and Order on Petitioner by regular U.S. mail; and it is further

ORDERED that the Clerk shall re-close this case.

  
GEORGETTE CASTNER  
United States District Judge